

THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

DAVID A. SMILEY	:	
	:	
Plaintiff,	:	C.A.No.I:07-005-SLR
	:	
v.	:	
	:	
UAW LOCAL 1183	:	
	:	
Defendant	:	
	:	

DEFENDANT, UAW LOCAL 1183'S INITIAL DISCLOSURES

Pursuant to Rule 26 of the Federal Rules of Civil Procedure, UAW Local 1183 ("the Union") submits its initial disclosures. The information set forth below reflects the Union's best present knowledge based upon its review and investigation of the facts to date. This review and investigation is continuing and the Union reserves the right to amend or supplement the disclosures contained herein as may be necessary or appropriate in the future or as the discovery of additional or further information may warrant.

A. Individuals likely to have information:

At present, the Union has identified the following individuals as reasonably likely to have information bearing significantly on the claims and defenses raised in this action.

John Mehalshick, Union Committeeman
UAW Local 1183
698 Old Baltimore Pike
Newark, DE 19702-1312

Brian Rutherford, Chief Steward
UAW Local 1183
698 Old Baltimore Pike
Newark, DE 19702-1312

John Dixon, President
UAW Local 1183
698 Old Baltimore Pike
Newark, DE 19702-1312

Don Cordell, International Representative
UAW Region 8
Baltimore Area Office
1005 North Point Boulevard - Suite 701
Baltimore, MD 21222

B. General description of documents:

At present, the Union has identified the following documents which impact this case:

- Undated notes from John Mehalshick re: David Smiley
- Undated typed statement re: David Smiley Grievance
- Plaintiff's Complaint against Defendant, UAW Local 1183 with attachments
- April 3, 2006 correspondence from Mehalshick to David Smiley
- Grievance form - David Smiley unjust discharge
- Substantiation denial - May 13, 2005 - David Smiley
- May 6, 2005 letter from Shannon West, Human Resources to David Smiley
- March 1, 2005 return to work from casual absence form
- Numerous doctors' notes from Peter D. Bandera, M.D. re: David Smiley
- Copy of "green card" with April 3, 2006 letter to Smiley from Mehalshick
- April 9, 2008 deposition transcript - David A. Smiley
- April 15, 2008 deposition transcript - David A. Smiley

C. Insurance:

At this time, the Union is unaware of the existence and content of any insurance agreement which would cover all or any part of any judgment that may be entered in this action.

Law Offices of Joseph J. Rhoades

By: /s/ Joseph J. Rhoades
JOSEPH J. RHOADES, ESQUIRE
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William T. Josem, Esquire
Attorney I.D. No. 32183
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Attorney I.D. No. 46917
Robert F. Henninger, Esquire
Attorney I.D. No. 69211
1650 Market Street, 51st Floor
Philadelphia, PA 19103
(215) 735-9099

Dated: May 29, 2008

CERTIFICATE OF SERVICE

I hereby certify that on this date I had served a copy of the foregoing Defendant's Initial Disclosures and Defendant's Responses to Plaintiff's Request for Production of Documents by UPS Overnight Mail, on the following:

David A. Smiley
814 B Village Circle
Newark, DE 19713

A handwritten signature in black ink, appearing to read 'R. Henninger', is written over a horizontal line.

Robert F. Henninger, Esquire
Attorney I.D. No. 69211
1650 Market Street, 51st Floor
Philadelphia, PA 19103
(215) 735-9099

Dated: May 29, 2008

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DAVID A. SMILEY,)	
)	C.A. No. 1:07-005-SLR
Plaintiffs,)	
)	
v.)	
)	
UAW LOCAL 1183, et al.,)	
)	
Defendants.)	

CERTIFICATE OF SERVICE

I, Carol McCool, Legal Assistant, hereby certify that on this 30th day of May, 2008, I caused to be served upon counsel Defendant UAW Local 1183's Initial Disclosures via e-file to the following:

Jennifer G. Brady, Esquire
Jennifer C. Wasson, Esquire
Potter, Anderson & Corroon
P.O. Box 951
Wilmington, DE 19899

/s/Carol McCool

Carol McCool